Continued from First Page.

as fully as if the public advertisement of said sale had been put up in a public place in the township where such lands are situate at least four weeks next before the time appointed for selling the same.

2. And be it enacted, That this act shall take effect immediately.

Approved March 28, 1888.

CHAPTER CCXIX.

A Further Supplement to an act entitled "An act concerning juries" [Revision], approved March twenty-seventh, one thousand eight hundred and seventy-four.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That there shall be appointed by the senate and general assembly in joint meeting, two reputable persons for each county, residents therein who shall not be of the same political party, to be known and designated as "commissioners of juries," who, after they have become duly qualified as herein directed, shall proceed at once to make two complete lists, alphabetically arranged, of the names of all the persons in their respective counties liable to jury duty, with their places of abode, by designating their respective townships and wards, which lists, when completed shall be certified by the said commissioners, under their hands, to be true and correct lists of all the persons liable to jury duty in the said counties, so far as they can ascertain, one copy of which they shall cause to be filed in the office of the clerk of such county, there to remain of record, and the other they shall deliver to the judge of the circuit court therein for his use and inspection; and the said judge may, at any time thereafter, when, in his judgment, it may be necessary, order and direct the said commissioner, in like manner, to revise and correct the said lists and certify the same, and for the purpose of preparing and correcting such lists the said commissioner may have access to and take copies of the assessment rolls of the several wards and townships of the county for which they may be appointed.

2. And be it enacted, That the said commissioners shall, before they enter upon the discharge of their duties, take and subscribe an oath before some person authorized to administer the same, faithfully and impartially to execute the duties of their office according to the best of their skill and understanding which oath shall be filed in the office of the clerk of the county within and for which they are appointed; and the said commissioners shall hold their office for the term of three years and until others are in like manner appointed in their stead; they shall hold no other public office within said county while so acting, and shall receive such compensation as the said judge shall order and direct, regard being had to the character and the value of the service rendered by them, which shall be paid by the county in and for which they are so appointed; provided that such compensation shall in no case exceed five hundred dollars to each commissioner in any one year; in case of vacancy in the office of commissioner of juries occurring by death, resignation, removal or other disqualification or other cause, such vacancy shall be filled by appointment made by said judge, and the person so appointed shall act until the appointment of a successor as hereinbefore provided, and in case of the temporary absence or disability of any commissioner the said judge shall appoint some fit person to perform the duties of such commissioner during such absence or disability; said person so appointed shall not be of the same political faith as the commissioner acting with him.

3. And be it enacted, That on a day and at a time to be fixed by said judge, not more than thirty days before the next term of the circuit court held in and for such county, the said commissioner shall, in open court, in the presence of such judge, or in his absence in the presence of the presiding or senior judge of the court of common pleas, select from the said lists such number of names as the judge of said circuit court may, by order, direct, from which to draw a panel of jurors to serve for the next ensuing term of the courts of said county, which shall, in no case, be less than treble the number required for such panel, regard being had in making such selection to securing, as far as practicable, a fair and just representation to the various wards and townships of such county; and the said commissioners, or one of them as aforesaid, shall, in like manner, select from said lists the names of seventy-five persons liable to service as grand jurors, regard being had in making such selection to the qualifications of the persons so selected on account of talents, knowledge, independence and integrity; and from the names of the persons so selected for petit jurors and grand jurors, the petit jurors and grand jurors who shall serve for the next ensuing term of the courts of such county shall be drawn as hereinafter provided.

4. And be it enacted, That the said commissioners, or one of them, shall, at the same time the said names are selected as herein provided, both for petit jurors and grand jurors, publicly announce the names so selected, and shall cause the same to be each separately written on slips of paper, of the same size, color and shape, as near as may be, each one of which pieces of paper, with the name so written thereon, shall be handed by one of the said commissioners to the said judge, who, after examining the same, shall give it to the clerk of the court, or, in the case of the death, disability or absence of the clerk, then to such person as the said judge may designate to perform the duties of such clerk on that occasion, who shall record the name written thereon in a book to be kept by him for that purpose, and the said clerk shall then and there fold the said paper so as to conceal the name thereon, and he shall deposit the slips containing the names so selected for petit jurors in one box and the names so selected for grand jurors in another, and the selection of names shall so proceed until the necessary number have been selected, written down by a commissioner, examined by the judge, recorded by the clerk and deposited by him in the boxes as aforesaid.

5. And be it enacted, That immediately after the names so selected have been written down, examined, recorded and deposited in the boxes as aforesaid, the said commissioners, or one of them, shall, in the presence of said judge, proceed to draw from the said box containing the names of the persons selected for grand jurors (first having caused the slips therein deposited to be shaken and mixed together in such manner as to thoroughly intermingle the pieces of paper contained therein) the names of twenty-four persons, who shall be summoned to serve as grand jurors in and for such county for the next ensuing term of the courts thereof; and shall, in like manner, draw from the box containing the names of the persons selected for petit jurors such number as the said circuit court judge shall direct, who shall constitute the panel of petit jurors to serve in and for such county for the next ensuing term of the courts thereof; the names so drawn as aforesaid, both of petit jurors and grand jurors, shall be transcribed by the said clerk as they are read, and publicly announced by the said commissioners, and two lists of the same, certified by the said commissioners, shall thereupon be made, one of which shall be filed in the office of the clerk of such county and the other transmitted to the sheriff of said county, who shall thereupon cause the persons so drawn, constituting the grand jury and panel of petit jurors for such county, to be summoned to serve as such according to law; provided, that the said judge may in any case direct that a part of the panel of petit jurors so drawn may be summoned to appear at a day in term to be designated, to serve for the balance of such term, and the judge may in his discretion at any time during the term discharge such part of the panel of jurors summoned as in his judgment will not be needed for further service.

6. And be it enacted, That the court in which the grand jury shall be sworn in any county of this state shall select and designate one of the grand jurors so drawn and selected as aforesaid, to act as foreman thereof, who shall be sworn so to act, and may excuse or discharge one of the said jurors if all shall appear when summoned.

7. And be it enacted, That all acts and parts of acts inconsistent herewith be and the same are hereby repealed; the commissioners provided for under this act may be appointed in joint meeting of the senate and general assembly at any time after the passage of this act.

Passed March 29, 1888.

CHAPTER CCXX.

An Act regulating the granting of licenses to sell spirituous, vinous, malt and brewed liquors.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That prior to the first day of May, one thousand eight hundred and eighty-eight, it shall not be lawful for any board or other authority having power to grant licenses (excepting the courts of common pleas of the several counties of this state) to grant, renew, re-issue or extend any license to keep an inn or tavern or saloon, or to sell spirituous, vinous, malt or brewed liquors, except to a person now holding a license which by its terms and conditions expires previous to the aforesaid date; nor shall any license of the kind herein mentioned granted prior to such date, be transferable either to another person or to another place than those named therein.

2. And be it enacted, That this act shall take effect immediately.

Passed March 29, 1888.

CHAPTER CCXXI.

An Act concerning railroads.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey That whenever the railroad and franchises of any railroad corporation of this state, or any part or parcel of the same, or of either, shall be sold in pursuance or by virtue of a decree, order or judgment of any court of competent jurisdiction, it shall be lawful for any railroad corporation, owning or operating a railroad in physical connection therewith, to purchase the said railroad and franchises so to be sold, either at the said sale or thereafter, from the purchaser or purchasers thereof at said sale; and when such sale to said purchasing railroad corporation shall be complete, the railroad and franchises so sold and purchased shall vest in and be merged with and become a component part of the railroad and franchises of the railroad corporation so purchasing such railroad and franchises; provided, that the railroad corporation so purchasing shall file or cause to be filed a correct and accurate map and route of the railroad so purchased, in the office of the secretary of state for this state; and provided further, that the railroad property and franchises so purchased shall be subject to taxation according to the provisions of the general act taxing railroad and canal companies and the supplements thereto.

2. And be it enacted, That this act shall take effect immediately.

Approved, March 29, 1888.

CHAPTER CCXXII.

An Act to establish the use of local indexes for public records relating to land in certain counties in this state.

Whereas, The records relating to lands in the public land record offices of the larger counties in population in this state are increasing to such an extent as to cause great accumulations of names in the indexes thereof now in use, and practically render such indexes unserviceable as a means of giving to the public due legal notice of the instruments of record; and whereas, a record index ought to be so simple that any one consulting it can at once be referred to every instrument affecting the property under investigation; and whereas, local indexes based on the division of a county into blocks or small areas, and the entering therein in chronological order the names of parties to and dates of record of all instruments, affecting such area in an allotted portion of such indexes, is deemed the most practical index of land transfers; and whereas, such indexes can be established in use in the several counties of this state without any material change of existing laws for the recording of instruments; now, therefore.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That in every county of this state of over two hundred thousand inhabitants, one hundred or more persons, being residents and freeholders of such county, may make application to the circuit court of such county, whereupon said court may, in its discretion, proceed thereon and appoint from the members of the board of chosen freeholders of such county for the time being two commissioners, who, and their successors, together with the counsel of the board of chosen freeholders of such county for the time being, shall constitute a board to be known as the board of commissioners of land records, whose powers and duties shall be as prescribed by this act; such board of commissioners shall continue in office for two years from the time of their appointment, and for such additional time as the said circuit court may by order direct and appoint; vacancies in the said board of commissioners, caused by death or otherwise, shall be filled in the same manner as original appointments are herein required to be made, and said commissioners shall receive for their services such compensation as the said court shall determine.

2. And be it enacted, That the said commissioners, in the performance of their duties, shall have free access to all public records and papers in this state, and be permitted to examine and copy the same free of charge.

3. And be it enacted, That the said commissioners shall, immediately upon entering upon their duties, cause to be prepared, under their direction, by competent surveyors and draughtsmen, a map or plan of said county, on which map shall be shown and delineated all the streets, avenues and roads of said county, and all blocks or parcels of lands bounded by said streets, avenues and roads, and such present or former lines and boundaries as they, in their judgment may see fit; and the said commissioners shall cause said blocks or parcels of land shown on said map of said county to be numbered thereon from number one consecutively upward, for as many blocks or parcels of land bounded by streets, avenues, roads, streams, water-ways, railroads or other boundaries, as shall appear on said map; provided, however, that in cases of small blocks or parcels, more than one such block or parcel of land may be included in a single block number, whenever in the judgment of said commissioners the same is advisable; and they may cause the larger parcels of land to be divided and numbered or designated on said map in such way as they may think best, in order to carry out the general intent of this act.

4. And be it enacted, That the said commissioners shall also cause said map of such county to be subdivided into convenient land sections; and shall cause such section to be named (or numbered from number one consecutively upward), and cause the division lines of said several sections to be exhibited on said map; the numbers of said blocks shall commence at southerly part of said county, and shall thence be continued northerly as nearly as may be; and said map when completed, shall be marked as the official land map of such county, and certified as such by the said commissioners, and filed in the office of such county in which transfers of land or deeds are recorded, as a public record; and said commissioners shall cause said map to be copied in such manner and in such numbers as the public demand for the same shall warrant, and deliver such copies to the collector of such county, to be sold by him for the benefit of such county, at such price per copy as the commissioners shall fix.

5. And be it enacted, That all nominal indexes in use in such record offices at the time of the passage of this act shall be continued as heretofore, and every combination or analytical nominal index heretofore in use in such office shall be continued under the direction of said commissioners from the time to which the same has been brought to the time of the commencement of the local indexes hereinafter mentioned, and thereafter the said last named nominal indexes shall be continued in lieu of all other nominal indexes of such instruments, by the recording officer of any such county, and the fees for such indexing now authorized by law shall be paid to such recording officer.

6. And be it enacted, That the said commissioners shall cause to be prepared, in book form, indexes for indexing instruments affecting land in said counties, recorded or registered in such record office, on and after the date hereinafter fixed for the completion of the said maps and indexes, which indexes shall be prepared for use in accordance with the plan or system known as that of local indexing by blocks, and under the blocks and block numbers shown on said map; and the areas, numbers and descriptions of the blocks shown on said indexes and heading the same shall correspond with the areas, numbers and descriptions of the blocks shown on said map; said indexes so to be prepared shall be both nominal and local, and in form substantially the same as the form of the schedule hereto annexed, the names of parties to the instruments to be recorded to be entered in the index in the same manner as is now required by law in the indexing of deeds, which schedule is to be deemed and taken to be a part of this act; there shall be appropriated in each index to each block or parcel of land shown thereon not less than eight blank pages, including the heading of such index, which pages shall be properly ruled and prepared for future entries therein, according to the plans on said schedule; the abbreviated description of the land affected by the instrument to be entered in the space allotted therefor in such index shall be as full as can be entered in such space, and serve to show the correctness of such entry under such block or area; but no liability is to attach to any recording officer for any error in making up such brief description; the said commissioners may cause separate and distinct local indexes to be made for entering together mortgages, notices of lis pendens and other liens, and all instruments relating thereto; and the register or county clerk of any such county, as the case may be, may, whenever the local indexes to be prepared by such commissioners become filled with entries, continue the same, separated as above; and such officers are hereby required, in order to fully utilize such local indexes, whenever the entries under a block shall have consumed the space appropriated thereto, and other block areas shall have comparatively few entries credited thereto, to carry forward such entries from the first named block by proper foot marks and references to the nearest of the sparsely-filled spaces, until such process shall be no longer feasible, upon which such officers shall make requisition to the board of chosen freeholders for (and the said board of such county shall thereupon provide) such additional indexes of like character for the continuation of the same, as may be necessary; and whenever said hereinbefore-mentioned combination or analytical nominal index shall be required, the same shall be provided in like manner

7. And be it enacted, That for the purpose of notice under this act, each block or parcel of land so to be separately numbered with a block number as aforesaid, and also each lot of land in a block, shall be deemed to extend to the middle line of the streets, avenues and roads then or thereafter laid out on said land map, fronting and adjoining such blocks and lots respectively.

8. And be it enacted, That said books of indexes shall be made of such convenient form and size as said commissioners shall term, and each book of indexes shall be indorsed with its appropriate title and volume, and with the date of its commencement, and also with the numbers of the blocks on the land map and the section to which the entries therein relate.

9. And be it enacted, That all instruments in writing relating to or affecting land in any such county or any interest in such land recorded, registered or entered by virtue and in accordance with any law of this state in any public land record office, whether such land record office be the office of the register of deeds or county clerk, on and after the date hereinafter fixed for the completion of said maps and indexes, shall be entered in plain, legible handwriting in said indexes as provided by this act, in addition to such nominal indexes as are now used and by this act directed to be kept in said offices; and all maps, books and indexes and the entries in, and contents of said maps, books, indexes at any time to be made or prepared under this act, shall be public records, and all of said maps, books and indexes shall be completed, certified and deposited for use as aforesaid in the said offices at the time hereinafter provided.

10. And be it enacted, That the register of deeds or county clerk of any such county shall be liable for any loss or damage to any person interested by reason of his failure to index an instrument as required by this act, or by reason of an erroneous entry made by him or by his direction, or by any deputy or clerk appointed by him, in any book of index to be kept in his office as required by this act; and every officer shall enter every such instrument on the local index in his office, in the order of its receipt by him, under the block within which the land affected lies, in the manner provided by this act, or under which said instrument is directed to be indexed, within three days after such receipt.

11. And be it enacted, That all instruments presented to such recording officer for recording or registering shall be legibly indorsed by him with the number of the block or blocks in which the land affected by the instrument is situated; all assignments of mortgages and all releases, satisfactions and agreements respecting mortgages, to entitle the same to be recorded, shall state in the body thereof the book and page of the record of the original instruments, if recorded, to which such assignments, releases, satisfactions and agreements respectively relate, and said recording officer need not receive such instruments for record or registry unless they contain such statement.

12. And be it enacted, That every instrument entered in such local index shall be endorsed by the recording officer with the number of the land block under which such instrument is indexed, in addition to the other matters required by law, and said local indexes by this act directed to be made and kept and the entries made therein, shall for the purposes of notice be deemed and taken to be a part of the record of the instruments to which such entries respectively refer or relate, and such indexes shall be deemed and held to be constructive notice to all subsequent purchasers, mortgagees, incumbrancers, and dealers in the land affected by the instruments to which such entries respectively refer or relate, and of the record of entering thereof and of the execution and contents of such instruments, in the same manner, to the same extent and with like effect as the recording or registering of such instruments now is or may be notice.

13. And be it enacted, That for the purpose of ready reference to the local indexes and the discovery of errors of entry therein, every deed, mortgage or other instrument so entered shall have the block number or numbers under which the same is indexed noted on the margin at the commencement of the record or registry thereof; and after the passage of this act the book and page of the record of every assignment of mortgage and all releases, satisfactions and agreements respecting mortgages shall be noted on the margin of the record of the mortgage to which the same shall refer, and such release, assignment or other instrument shall thereupon be considered as fully entered in the local indexes; every satisfaction or cancellation of a mortgage, however, shall, in addition to the entry now required by law on the record thereof, be also noted in red ink on the local index entry of such mortgage.

14. And be it enacted, That whenever after the making of said land map any large area or block division, or part thereof, on said map, shall be laid out by the owners thereof on a map filed in such record office, into blocks and lots with the streets or avenues shown thereon dedicated to public use, and conveyances of lots shown thereon shall be made and recorded according to such map, it shall be the duty of the then recording officer and counsel of the board of chosen freeholders of such county to cause such new block to be numbered consecutively upward from the last number then upon said land map (or to be designated in some other convenient way), and to cause a map showing such new blocks and their designations to be filed in the same manner as the previous land maps and the block number heading of such sub-divided block shall be marked as "sub divided" and reference made at such heading to the new blocks created therefrom; the land blocks and sections and the numbers and designations thereof shall not be changed after they have been once designated and entered on said maps (except as herein provided).

15. And be it enacted, That the said commissioners, or the said recording officers, after the term of office of said commissioners shall establish such sub-indexes as circumstances may warrant, in which shall be indexed every duly recorded or registered instrument, which in its language is general or vague as to the lands affected thereby, or that for other reasons cannot be safely and conveniently entered on the local index; and such sub-index, and the methods so substituted and put into operation in such recording office, shall be of the same force and effect as any other method authorized by this act.

16. And be it enacted, That in case where there shall have been an erroneous indexing of any instrument in any such land record office, under the wrong block or otherwise, the recording officer shall, on being satisfied thereof, re-index such instrument in the proper index, and he shall at the same time make a note of such re-indexing upon the index in which the instrument was so erroneously indexed, opposite the entry thereof, and also upon the instrument recorded, if the same be in his possession, or produced to him for the purpose; provided, however, that no entry in any book or index in said recording offices shall be erased so as to be illegible, but, in case of any correction, the same shall be made without destroying the original entry, by drawing a line through such original entry.

17. And be it enacted, That every person presenting to any such recording officer any instrument for record or registry under this act shall pay to such officer, in addition to the fees required by law for recording or registering such instrument, the following fee or fees, viz: for indorsing and entering every instrument on the local index, when the property described is embraced in a single block and one entry thereof only required, fifty cents; for every additional block in which such instrument is required to be indexed by this act twenty cents.

18. And be it enacted, That for the purpose of procuring and preparing the maps and indexes directed in this act to be procured and prepared, and putting the same in use and otherwise carrying out the directions and intent of this act, said commissioners, in the name of the board of chosen freeholders of the county for which they shall be appointed, may hire rooms, purchase stationery and material and employ such surveyors, draughtsmen or other persons as they may require for that purpose; and the compensation for such labor and the cost of room, materials and work shall from time to time be certified by them to the circuit court of such county, and the judge of such court, if satisfied of the correctness of such expenditures, shall order the payment thereof by the board of chosen freeholders of such county, who shall order the county collector to pay the same out of such funds appropriated or to be appropriated for the maintenance of the courts and records of such county, or of any unexpended balance; and such board of commissioners shall, as soon as they conveniently can after their appointment, submit to said board of chosen freeholders a statement of the probable cost and expenses of procuring and preparing such maps and indexes and putting the same in use.

19. And be it enacted, That this act shall be construed by all courts according to the true intent and purpose thereof, which is declared to be to establish the use of local indexes for public records to land in the larger counties in population in this state, and thereby give to all future instruments required by law to be recorded or registered actual publicity upon the records, and give to the public facility of access thereto; and the courts are hereby directed to give such construction to this act as shall carry out such general purpose.

20. And be it enacted, That the said maps and indexes shall be completed and placed in proper offices for public use on the first day of January next, after the appointment of such commissioners, unless further time shall be required for the completion thereof; and if it shall be so represented to such circuit court by such commissioners, the said court shall, by order, extend the time for the completion thereof, and such notice of such order shall be given as the said circuit court shall direct.

21. And be it enacted, That all acts and parts of acts inconsistent with this act be and the same are hereby repealed.

22. And be it enacted, That this act take effect immediately.

Approved March 29, 1888.

CHAPTER CCXXIII.

An Act to fix the salary of the bill clerks of the senate and house of assembly.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the bill clerks of the senate and house of assembly shall each receive an annual salary of five hundred dollars.

2. And be it enacted, That all acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

3. And be it enacted, That this act shall include the above-named officers of the one hundred and twelfth legislature.

Passed March 29, 1888.

CHAPTER CCXXIV.

An Act to provide for the compensation of certain officers of the legislature.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the following-named clerks shall receive the following compensation for their services during the session of one thousand eight hundred and eighty-eight: the clerk to the committee on the revision of laws of the house of assembly, three hundred dollars; the clerk to the committee on municipal corporations of the house of assembly, three hundred dollars; the clerk to the committee on corporations of the house of assembly three hundred dollars; the clerk to the committee on judiciary of the house of assembly, three hundred dollars; the clerk to the committee on railroads and canals of the house of assembly, three hundred dollars.

2. And be it enacted, That this act shall take effect immediately.

Passed March 29, 1888.

CHAPTER CCXXV.

An Act concerning cities of the third class.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That in all cities of the third class where the terms of office of the members of the common council or other governing body are now six years, they shall hereafter be three years.

2. And be it enacted, That the terms of office of the present members of the common council or other governing body of such cities shall cease and determine at the end of the present councilmanic year.

3. And be it enacted, That at the next municipal election after the passage of this act the whole number of members of common council or other governing body of such cities shall be voted for and elected.

4. And be it enacted, That at the second meeting of such common council or other governing body then elected, the members from each ward shall by lot divide themselves into classes, so that the terms of office of two members from each ward shall expire in each succeeding year.

5. And be it enacted, That all acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

6. And be it enacted, That this act shall take effect immediately.

Passed March 29, 1888.

CHAPTER CCXXVI.

A Supplement to an act entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the boards of registry in all cities containing, according to the census of the year one thousand eight hundred and eighty, or of any subsequent census hereafter to be taken, either by the authority of the laws of the United States or of this state, more than one hundred thousand inhabitants, shall hold their first meeting for the registration of persons entitled to the right of suffrage in the several wards or election districts, at the place designated by the city clerk in his notice, published according to law, on Tuesday three weeks next preceding the general state election, at seven o'clock in the morning, and shall remain in session until eight o'clock in the evening, but may take two recesses during that time not exceeding one hour each; said boards shall also meet on the second Thursday next preceding the day of the general election, at the same hour and place of their first meeting, and remain in session until ten o'clock in the evening, but may take a recess during that time not exceeding one hour.

2. And be it enacted, That the boards of registry shall, at their first meeting, and before proceeding to register any person, take and subscribe upon the register the oath or affirmation required by law, which oath or affirmation, in the absence of any officer authorized to administer oaths and affirmations, may be administered by any qualified voter, who shall sign the jurat, affixing to his name his place of residence, and they shall then proceed to make the register in the following manner:

First—They shall place on the registry the names of all male citizens of the United States of the age of twenty one years, who shall have been a resident of this state one year, and of the county in which he claims his vote five months next before the election, who shall appear before him in person and make answer to the following questions:

I. What is your name?
II. Where do you reside?
III. Are you native or foreign? (If foreign, and the certificate of naturalization is produced, the date of the paper, the name of the state where issued and whether issued to the voter or his parents, should be stated on the register, and the certificate should be marked by the clerk, with his name and the date of exhibition, with the election precincts stated.)
IV. What is your age?
V. How long have you resided in this state?
VI. How long have you resided in this county?
VII. How long have you resided at your present residence?

And said board shall enter in said register the answers to such questions under their proper heads, and shall also state whether said person is white or colored.

Second. Said boards shall proceed in the same manner in making the register at their second meeting in making additions thereto and shall revise and correct the same by erasing therefrom the name of any person who shall be shown not to be entitled to vote in such election district, by reason of non-residence or otherwise; provided, that no name shall be erased except on request of the person himself, unless an affidavit is filed with said board, made by some voter in said city, stating that notice that application would be made to erase such name had been served upon said person personally, or left at the place assigned as his residence with some person above the age of fourteen years, at least three days previous to the meeting of the board, which notice and affidavit shall be in the form in the schedule hereto annexed, marked "A."

3. And be it enacted, That at the close of each day's registry, the board shall certify on the register and announce publicly, the number of names entered therein, and on the day succeeding each meeting a correct certified list of the names and residences only of persons entered on said register, shall be posted in some conspicuous and accessible portion of the premises where the meeting shall have been held, and another correct certified list of such names and residence shall be filed with the city clerk, and be open for public inspection; and if any person shall tear down, remove or deface any list of names so posted, he shall be deemed guilty of a misdemeanor and punished by fine not exceeding five hundred dollars and shall pay the cost of prosecution.

4. And be it enacted, That said register shall contain, in addition to the requirements of the one hundred and sixty-seventh section of the act to which this is a supplement, a statement of all facts given to said board by the person himself, or by the statement and affidavit of any person presented to said board.

5. And be it enacted, That the original register, after being revised and corrected, shall be carefully and kept by the board of registry, for use of the members thereof as a board of election on the day of election, and no person shall be allowed to vote unless his name shall be found on the register, or shall be placed thereon on election day by certificate as hereinafter provided; and if any member of the board of registry shall refuse to register any person legally entitled to vote who shall appear before the board in person to require the registry of his name, or shall register any person who shall not appear, or if, when acting as judge or inspector of election on the day of election, shall receive the vote of any persons whose name shall not appear on the revised and corrected register, or shall not be placed thereon on election day by certificate, as hereinafter provided, he shall be punished on conviction, for every such offense, by a fine not exceeding one thousand dollars, or by imprisonment for a term not exceeding two years, or both, in the discretion of the court.

6. And be it enacted, That if any person shall, after being registered, move into another precinct in the same assembly district, or from one assembly district into another assembly district in the same county, he may apply to the board of registry on election day to have his name erased from the register and a certificate given him to that effect, which certificate shall be signed by said board or a majority thereof, and attested by the clerk; and on the presentation of such certificate to the board of election of the election district where he then resides, his name, and all facts in regard to him shall be placed on the register of such precinct, and he shall then be allowed to vote; provided, that said latter board may require him to make statement under oath to satisfy themselves of his right to vote, which said certificate shall be in the form in the schedule annexed, marked "B;" the fact of giving and presentation of such certificate shall be noted on the respective registers, and the certificate shall be preserved and attached to the register.

7. And be it enacted, That any naturalized citizen who has on either registry day produced before the board of registry his certificate of naturalization, and had the same endorsed, and the particulars in regard thereto stated on the register, shall not, on election day be required again to produce the same, but may be sworn as to his citizenship without such production.

8. And be it enacted, That said clerk shall print and furnish the notice and affidavit, and the certificate provided for in this act.

9. And be it enacted, That the provisions of this act, and the act to which this is a supplement, are hereby made applicable to all annual municipal elections and to elections to fill vacancies in office, which are filled at general, state and annual municipal elections in the cities affected by this act, and the act to which this is a supplement except that the board of registry at their first meeting on Tuesday, three weeks preceding such municipal or charter election shall use the revised and corrected register of the general election immediately preceding, taking the copy filed with the city clerk, which shall be re-written in a new register, taking off the names only of those persons checked as voting at such general elections, with all the particulars in regard thereto, and then revised and corrected by the board of registry on the second Thursday next preceding the charter election or the election to fill a vacancy, as provided in section two of this act for the second meeting of the board of registry.

10. And be it enacted, That in any city where there shall be a charter election before the next general election, the board of aldermen shall direct a personal registry of all voters, as provided for in this act, to be used for such election, no person to vote unless he registers in person; in such case, the boards of registry of the several polling precincts or election districts of such city, instead of meeting on Thursday, as directed by the preceding section, shall meet on the second and first Tuesdays next preceding such charter election or election to fill a vacancy, and shall make a registry of the persons in each election district entitled to vote therein, and for that purpose shall, on the days named in this section for holding their meetings, proceed in the same way for the registration of persons entitled to the right of suffrage in the several election districts, as hereinbefore prescribed in this act for the registration of voters prior to a general state election.

11. And be it enacted, That all acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed, so far as they are inconsistent therewith, but this repeal shall not affect any action or right of action now existing.

12. And be it enacted, That this act shall take effect immediately.

Passed March 29, 1888.

SCHEDULE "A."

NOTICE OF AFFIDAVIT.

To No.

Sir—I shall apply to the board of registry at their meeting on the day of , A. D. 18 , to have your name erased from the register on the grounds that

Very truly yours,
(Name.)
(Residence.)

State of New Jersey, County, } s. s.

being duly sworn, on his oath says, that on the day of , A. D. 18 , he served a notice, of which the foregoing is a true copy, on the person therein named, by delivering the same to him personally, leaving the same at the above place assigned as his residence, with a person above the age of fourteen years.

Sworn and subscribed before me, this day of A. D. 18 , at N. J.

SCHEDULE "B."

CERTIFICATE.

City of
Assembly district,
ward,
precinct or district,
November , A. D. 18

Name.
Residence
Native or foreign.
Date of certificate.
State where issued.
Issued to.
Age.
Length of residence in State.
Length of residence in county.
Resided at present residence.
White or colored.

We do hereby certify that the foregoing is a true transcript from our register, and that the above-named has this day been erased therefrom, said person having stated to us that he has, since being registered, moved into the precinct or district of the ward.

Judge.
Inspectors.

Attest—
Clerk.

CHAPTER CCXXVII.

An act to provide for the appointment of commissioners of the fisheries of the state of New Jersey.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That there shall be appointed by the senate and general assembly of this state in joint meeting, three competent persons to act as commissioners of fisheries, who shall hold their offices for five years and until their successors are appointed and qualified, and who shall be invested with all the duties and powers now imposed upon the commissioners of fisheries of this state; and all vacancies occurring by death, resignation or otherwise, shall be filled in the same manner and for the unexpired term of the commissioner whose office may become vacant; provided, that no appointment shall be made by reason of which more than two of the said commissioners shall be of the same political party.

2. And be it enacted, That this act shall take effect immediately.

Passed March 29, 1888.

CHAPTER CCXXVIII.

A Supplement to an act entitled "An act concerning jurors," approved March twenty-seventh, one thousand eight hundred and seventy-four.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That in case of any failure, heretofore or hereafter occurring, to select or draw the general panel of jurors for service in any county at the time regularly provided by law, it shall be lawful for the justice of the supreme court holding the circuit in such county, to notify the judges of the court of common pleas, the county clerk and the sheriff, commissioners of juries or coroners of said county, to convene at such time as he may designate, for the purpose of selecting and drawing such panel; and at the time so designated the said court of common pleas, the county clerk and the sheriff, commissioners of juries, or coroners as aforesaid, shall assemble in the court house of such county, and then and there perform such duties in regard to selecting and drawing the general panel of jurors as they are now required to perform at the time regularly provided therefor; and the jurors so drawn shall constitute the general panel of jurors to be summoned at the next ensuing term of the courts of said county.

2. And be it enacted, That in case there be not time to give to the jurors so drawn the six days' notice to attend as jurors now provided by law, or if for any cause such notice has not been, or shall not be given to the jurors drawn in any county, it shall be lawful for the justice of the supreme court holding the circuit in such county, to direct what notice shall be given, and notice given in accordance with his direction shall be legal and valid for all purposes.

3. And be it enacted, That this act shall take effect immediately.

Approved March 30, 1888.

CHAPTER CCXXIX.

A Supplement to a supplement to an act entitled "An act respecting the compensation of the chancellor and the justices of the supreme court," approved March fourteenth, one thousand eight hundred and seventy-nine, approved February ninth, one thousand eight hundred and eighty.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the chancellor and chief justice of the supreme court of this state shall each be entitled to receive an annual salary at the rate of ten thousand dollars, and the associate justices of the supreme court of this state shall be entitled to receive an annual salary at the rate of nine thousand dollars; and that said salaries shall be paid in equal monthly payments by the treasurer of this state upon the warrant of the comptroller of the treasury, and shall be in full for all services by them respectively rendered as chancellor and justices of the supreme court and as judges of the court of errors and appeals and as judges of the circuit courts, and all other courts in any county in this state and that said chancellor and said justices of the supreme court shall not be entitled to receive any compensation, per diem, mileage, fees, pay or allowance whatsoever for any services performed by them in or in connection with any of the courts in this state, or in any of their judicial capacities in addition to the salary or compensation in or by this act fixed; provided, that this act shall not apply to the chancellor or justices of the supreme court whose term of office shall hereafter commence, or to those now in office who shall file their assent in writing under their hands to the provisions of this act, in the office of the secretary of state.

2. And be it enacted, That all acts and parts of acts inconsistent with this act be and the same are hereby repealed, and that this act shall take effect immediately.

Approved March 30, 1888.

CHAPTER CCXXX.

An act concerning consolidated cities and annexed municipalities and townships and portions thereof.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That whenever one or more cities, boroughs, towns or townships, or portions thereof, shall be annexed to or consolidated with any city by or pursuant to any general or special law, immediately upon such annexation or consolidation taking effect the charter of the city to which such municipality or municipalities and township or townships, or portions thereof, shall be annexed or added, and the supplements thereto and all general laws affecting the same, and the ordinances and regulations of such city, shall extend to and have the same force and affect within the territories of the municipalities and townships and portions thereof so annexed to or consolidated with said city as the same shall have heretofore had within the original limits of such city; and the charter or charters of any municipality or municipalities the entire territory or territories of which shall be annexed to or consolidated with the territory of such city, and the supplements thereto, shall be deemed and taken, and are hereby declared to be repealed immediately upon such annexation or consolidation taking effect; provided, that such repeal shall not operate to affect any right which any such annexed municipality or any person shall have acquired under or by virtue of the law or laws so repealed; and provided, further, that all ordinances and regulations of such annexed municipality or municipalities, so far as the same may be consistent with the charter and ordinances of such city, shall continue in full force and effect until the same shall be lawfully repealed, rescinded or altered by the proper authorities of such city.

2. And be it enacted, That the persons resident within the territorial limits of such city and such territory annexed to or consolidated therewith, and their successors, upon such annexation or consolidation taking effect, shall be, as a municipal corporation, under and by the corporate name of such city, and they are hereby declared so to be, absolutely and completely vested with all the lands, tenements, hereditaments, property, rights, causes of action and estate whatsoever, both at law and in equity, in possession, reversion and remainder, which at the time such annexation or consolidation shall take effect shall be vested in, or of right belong to such city and to such annexed municipality or municipalities, township or townships; provided, that nothing in this act contained shall affect any suit or suits which shall be pending at the time of such annexation or consolidation in the name of such city or of any such annexed municipality or township; and the collection of all taxes and assessments of all such annexed municipalities standing at the time of such annexation or consolidation, shall be effected in the manner prescribed by the respective charters, ordinances and regulations of such annexed municipalities.

3. And be it enacted, That such city to which such municipality or municipalities or township or townships, or parts thereof shall be annexed shall be liable to pay the bonded and other indebtedness of every municipality and township so annexed thereto, and a ratable proportion of the indebtedness of any municipality or township, a portion of the territory of which shall be so annexed thereto, which proportionate indebtedness shall be ascertained in the manner hereinafter provided; all paupers chargeable to any municipality or township, the whole territory of which shall be annexed to or consolidated with such city, shall be chargeable to and shall be supported by such city; and all paupers who at the time such annexation or consolidation shall take effect may be chargeable to or supported by any municipality or township, a part of the territory of which shall be annexed to or consolidated with such city, shall be chargeable to and supported by either such city or such municipality or township, as would have been the case had such annexation or consolidation taken place before such paupers, respectively acquired the legal settlements by virtue of which they shall be supported.

4. And be it enacted, That on the eighth Monday after any such annexation or consolidation shall take effect a committee of three, to be appointed by the board of aldermen, common council or other governing board of such city, and a committee of three, to be appointed by the board of aldermen, common council or other governing board of each municipality, and by the township committee of each township, a part only of the territory of which shall be annexed to or consolidated with such city, shall meet at the city hall of such city, at ten o'clock in the forenoon of said day, and shall then and there, or as soon thereafter as may be, proceed to allot and divide between such city and such municipality or municipalities and township or townships, all the paupers of such municipality or municipalities and township or townships, and all the property and moneys on hand or due to, and all the indebtedness of such municipality or municipalities and township or townships respectfully, in proportion to the taxable property and ratables within the respective limits of such municipality or municipalities and township or townships as the same shall remain, and the part or parts thereof which shall be annexed to or consolidated with such city; and such apportionment of assets and debts shall be based upon the last abstract of ratables made for the purpose of levying taxes; and such city shall be liable for its part of the debts of such municipality or municipalities and township or townships, so ascertained, and shall be entitled to its share of the moneys and properties thereof in proportion to such ratables as divided as aforesaid; in effecting such division the decision of a majority of those present of the committee of such city and of the committee of such municipality or township, the debts and property of which are being divided, shall be final and conclusive, the members of the committees of other municipalities and townships present for the purpose of making such division having no voice therein; if any member of any of said committees shall neglect or refuse to attend such meeting, those assembled may act; provided, that it shall be lawful to adjourn said meeting from time to time, not exceeding one week, as a majority of said committee may decide.

5. And be it enacted, That such city shall be entitled to its proportion, according to the principle stated in the preceding section, and to be alloted and divided by the same committee, of the surplus revenue of the general government which may be deposited with such municipality or municipalities and township or townships, and the interest due thereon; and such municipality or municipalities and township or townships shall be discharged from liability for, and such city shall become liable for so much of said surplus revenue as may be alloted to it.

6. And be it enacted, That all officers of such city, for the choice of whose successors no provision is herein made, shall continue in office until the expiration of their respective terms; all commissioners of deeds, justices of the peace and constables resident within the territories annexed to such city shall continue to hold their respective offices until the expiration of their respective terms; and all police officers of any municipality, the entire territory of which shall be annexed to or consolidated with such city, shall continue to hold their offices, and to exercise the functions and powers thereof as provided by the ordinances, rules and regulations of such city, and under the marshal or chief of police thereof, until their successors shall be regularly appointed by the proper authorities of the city; until their successors shall be chosen, and while they shall remain in such positions, they shall receive from such city the same pay that they shall have received from the municipality of which they were officers before such annexation or consolidation.

7. And be it enacted, That upon the presentation to the justice of the supreme court assigned to the judicial circuit in which such city shall be situate, of a petition signed by five or more qualified electors resident within the territory annexed to or consolidated with such city, setting forth the fact of such annexation or consolidation, and praying that the territory so annexed or consolidated with such city may be divided into wards, such justice, on being satisfied of the sufficiency of such petition, shall appoint a time not less than ten and not more than thirty days from the date of the presentation of said petition to him, and a place within such city when and where he will sit to hear and consider such petition, notice of which hearing, and time and place thereof, shall be published at least twice, in two of the daily newspapers published in such city and posted in at least five of the most public places of the territory so annexed or consolidated with such city; at the place and time so appointed, or at a time to which such hearing shall be adjourned, the said justice, or in case of his absence or disability, any other justice of the supreme court whom he may select, shall sit to hear and decide upon such petition, and upon being satisfied of the truth of the matters therein contained, he shall appoint from the qualified voters being resident freeholders within the enlarged boundaries of such city, four commissioners, not more than two of whom shall be members of any one political party, to divide the territory so annexed or consolidated with such city into wards and to perform the other duties required of them by the provisions of this act; before acting the said commissioners shall take and subscribe to an oath to well, truly and impartially perform their duties as such officers, which oath shall be filed in the office of the clerk of the county in which such consolidated city shall be situate; the said commissioners shall at once proceed to divide the territory so annexed or consolidated with such city into wards in as fair a manner as may be, and shall make such division with reference to population and territory, but shall erect no ward which shall have at the time of its erection a population of less than twenty-three hundred, and shall complete said division within fifteen days after their appointment; provided, that they shall erect no ward which shall not lie entirely within the boundaries of one assembly district; if the commissioners shall neglect or fail to make such division within fifteen days after their appointment, it shall be the duty of the common council, board of aldermen or other governing body of the city to or with which such territory is or may be annexed or consolidated, forthwith to make such division; when the boundary lines of the wards of the territory so annexed or consolidated with such city shall have been settled and defined by the commissioners, or by the common council or other governing body as aforesaid, said commissioners, common council or other governing body, shall prepare triplicate written descriptions of said boundary lines, and shall annex to each description a map of said boundary lines, a majority of whom shall sign their names thereto, and shall file one of the said copies and maps in the office of the clerk of such city, another of such copies and maps in the office of the clerk of the county in which such city shall be situate, and the third of said copies and maps in the office of the secretary of state; and a map of the said ward lines shall be recorded in the city atlas of such city; and from and after the date of filing such descriptions and maps in the said offices the boundaries of the wards of the territory so annexed or consolidated with such city shall be as described and delineated in said descriptions and maps; if any of the commissioners shall fail or refuse to qualify or act, or shall die or become ineligible, the fact shall be certified by any of the acting commissioners to the justice or to his successor, and the said justice or his successor shall appoint a proper person to fill such vacancy; in acting under the provisions of this act the justice may adjourn his sittings from time to time, and the commissioners may adjourn their sessions from time to time, but no such adjournment of the commissioners shall be for a longer period than one week; the said commissioners, while actually in session, shall each receive the sum of three dollars for each day, which said moneys shall be paid out of the treasury of such city.

8. And be it enacted, That as soon as may be after the division of the territory so annexed or consolidated with such city into wards as aforesaid, the officers or body who so divided said territory into wards shall divide each of said wards of such city into at least two election districts and shall designate a polling place in each of said districts; and shall appoint for each district a judge, two inspectors and a clerk of election, to conduct the special election hereinafter provided for; and they shall thereupon file with the clerk of the city a writing signed by themselves or a majority thereof, which writing shall describe the boundaries of the several election districts within the territory so annexed or consolidated with such city, and shall state the names of the election officers so appointed by them for each of such districts, and the offices to which they shall have been severally appointed; as soon as such paper shall have been filed in his office, the clerk of such city shall give notice of a special election to be held in the territory so annexed or consolidated with such city at least ten and not more than twenty days after the publication of such notice for the election of officers; and he shall publish with such notice a description of the boundary lines of the election districts of the city, and the names of the election officers in each district; such notice shall be published at least five times in two or more of the daily newspapers published in such city, and shall be posted for at least five days before the election in five of the most public places in each ward within the territory so annexed or consolidated with such city.

9. And be it enacted, That the said election shall be conducted under the pains and penalties, and according to the provisions (so far as the same may be applicable thereto) of an act entitled "An act to regulate elections," approved April eighteenth, one thousand eight hundred and seventy-six, [Revision], and the supplements thereto; provided, that no registration of voters shall be required for such election.

10. And be it enacted, That on the day appointed for such election there shall be elected in each of the wards within the territory so annexed or consolidated with such city, as many members of the board of alderman or common council, or other governing board of such city, and as many members of the board of school trustees or board of education as may be elected from the other wards of said city, and also one chosen freeholder; there shall be elected one judge of election, two inspectors and one clerk of election for each election district in said wards; the members of the board of aldermen, common council or other governing body, and the members of the board of school trustees or board of education shall be elected to serve one of each until his successor shall be chosen at the next annual charter election of said city; another until his successor shall be chosen at the second annual charter election and the third (if there be a third member), until his successor shall be chosen at the third annual charter election of such city to be held thereafter; and the time for which each of said officers is to be elected to serve shall be written or printed under his name upon the ballot to be cast, and any ballot which shall not designate such terms of service shall be rejected as to such officers.

11. And be it enacted, That upon the election of such officers, the offices held by the members of the theretofore existing board of aldermen, common council, township committee or other governing board of the territory or any portion of the territory so annexed or consolidated with such city, and the former election officers and chosen freeholders resident therein shall and the same are hereby declared to be forthwith vacated and abolished.

12. And be it enacted, That this act shall take effect immediately.

Approved March 30, 1888.

CHAPTER CCXXXII.

An Act to prevent persons from unlawfully using or wearing the insignia or rosette of the military order of the loyal legion of the United States.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That any person who shall wilfully wear the insignia or rosette of the military order of the loyal legion of the United States, or use the same to obtain aid or assistance within this state, unless he shall be entitled to use or wear the same under the constitution and by-laws, rules and regulations of the military order of the loyal legion of the United States, shall be guilty of a misdemeanor, and upon conviction shall be punished by imprisonment for a term not to exceed thirty days or a fine not to exceed twenty dollars, or by both such fine and imprisonment.

2. And be it enacted, That this act shall take effect immediately.

Approved March 30, 1888.

CHAPTER CCXXXIII.

A Supplement to an act entitled "An act for the punishment of crimes" [Revision], approved March 27th, one thousand eight hundred and seventy-four.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That any person who prints, writes, utters, publishes, sells, lends, gives away, circulates or distributes, or has in his possession with intent to utter, publish, sell, lend, give away, circulate or distribute, any letter, writing, circular, paper, pamphlet, handbill or any other written or printed matter, advertising, offering or purporting to advertise or offer for sale, loan, exchange, gift or distribution, or to furnish, procure or distribute any counterfeit coin, paper money, internal revenue stamp, postage stamp, or any other token of value, or what purports to be counterfeit coin, paper money, internal revenue stamp, postage stamp, or any other token of value or giving, or purporting to give, either directly or indirectly, information where, how, or of whom or by what means any counterfeit coin, paper money, internal revenue stamp, postage stamp, or token of value can be procured or had, or what purports to be counterfeit coin, paper money, internal revenue stamp, postage stamp or other token of value can be procured or had, or who ever shall aid, assist or abet in any manner, in any scheme or device whatsoever, offering or purporting to offer for sale, loan gift, exchange or distribution, any counterfeit coin, paper money, internal revenue stamp, postage stamp or other token of value, whether called "green articles," "queer coin," "paper goods," "bills," "spurious treasury notes," "United States goods," "green paper goods," "business that is not legitimate," "segars," "green segars," or by any other name or title, or any other device of a similar character, shall be guilty of a felony, and on conviction shall be punished by imprisonment for not less than one year nor more than five years, and by a fine of not less than one hundred dollars nor more than one thousand dollars for each offense.

2. And be it enacted, That whoever for executing, operating, promoting, carrying on, or in the aiding, assisting or abetting in the promoting, operating, carrying on or executing of any scheme or device whatsoever to defraud by use of means of any papers, writings, letters, circulars or written or printed matters concerning the offering for sale, loan, gift, distribution or exchange of counterfeit coin, paper money, internal revenue stamps, postage stamps, or other token of value, as provided in section one of this act, shall use any fictitious, false or assumed name or address, or name or address other than his own right, proper and lawful name, or whoever in the executing, operating, promoting; carrying on, aiding, assisting or abetting in the execution, promotion or carrying on of any scheme or device offering for sale, loan, gift or distribution, or purporting to offer for sale, loan, gift or distribution, or giving or purporting to give information, directly or indirectly, where, how, of whom or by what means any counterfeit coin, paper money, internal revenue stamp, postage stamp or other token of value can be obtained or had, or who shall knowingly receive or take from the mails of the United States any letter or package addressed to any such fictitious, false or assumed name or address, or name other than his own right, proper or lawful name, shall be guilty of a felony, and on conviction shall be punished by imprisonment for not less than one year nor more than five years, and by a fine of not less than one hundred dollars nor more than two thousand dollars.

3. And be it enacted, That any letter, circular, writing or paper, offering or purporting to offer for sale, loan, gift or distribution, or giving or purporting to give information, directly or indirectly, where, how, of whom or by what means any counterfeit coin, paper money, internal revenue stamp, postage stamp or token of value may be obtained or had, or concerning any similar scheme or device to defraud the public, whether such article, matter or thing is called "green articles," "queer coins," "paper goods," "queer," "articles," "bills," "business that is not legitimate," "spurious treasury notes," "United States goods," "green paper goods," "green articles," "segars," "green segars," or by any other name, device or title of a similar character, shall be deemed presumptive proof of the fraudulent character of such scheme.

4. And be it enacted, That this act shall take effect immediately.

Approved March 30, 1888.

CHAPTER CCXXXIV.

An Act to authorize the paving of streets in boroughs and incorporated towns of this state, and to provide for the payment thereof.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That it shall be lawful for the common council or other governing body of any borough or incorporated town within this state, on the application of the owners of at least one-half of the lineal frontage of land along any public street or alley or section of a public street or alley, or upon the application of a majority of the owners of lots fronting or bordering upon any public street or alley, by ordinance to direct the said street or alley or section of a street or alley, and the gutters thereof, to be paved or flagged, either in whole or in part, in such manner as they may deem most advisable, under the supervision of such person or persons as they shall designate for that purpose, not being a contractor or contractors for the said work.

2. And be it enacted, That in order to assess the benefit on the land and real estate fronting or bordering on said street or alley arising from such improvement, the said governing body shall apply to the circuit court of the county wherein such borough or town is situate, either in term-time or vacation, for the appointment of commissioners to estimate and assess such benefits, of the time and place of which application notice shall be given by five days' publication in two newspapers printed or circulating in such borough or town, at which time and place, or at such other time and place as the court shall designate, said court shall, without unnecessary delay, appoint three commissioners, who shall be freeholders and residents of such borough or town, to estimate and assess the said benefits; the said court shall have power to remove any commissioner and appoint another in his place, and also to fill any vacancy that may occur in the office of any commissioner from any cause.

3. And be it enacted, That said commissioners, before entering upon the execution of the duties required of them by this act, shall take and subscribe, before some person duly authorized to administer oaths and affirmations, an oath or affirmation that will make all estimates and assessments required of them, fairly, legally and equitably, according to the best of their skill and understanding, which oath or affirmation shall be attached to the report that they are hereinafter required to make.

4. And be it enacted, That said commissioners, having thus qualified, shall give notice, under the direction of the said court, of the time and place when and where they will hear any persons in interest who may present themselves to be heard, and at such time and place, and at such other times and places to which they may adjourn for that purpose, the said commissioners shall attend and shall give a public hearing to those persons in interest who may desire to be heard; the said commissioners shall have power to examine witnesses under oath, to be administered by any one of them, and to adjourn from time to time, in their discretion, or as directed by said court; they shall use diligent efforts to ascertain the names of the owners of the lands and real estate benefited by such improvement, and shall state the same in the report hereinafter mentioned; but the failure to so ascertain the name of any such owner, or to state the same correctly, or the omission of any such name from the said report, shall not be deemed to invalidate the said assessment, nor to be a bar to the collection of the same.

5. And be it enacted, That after having given opportunity for a public hearing of the persons in interest as aforesaid, and having viewed the lands and realestate fronting or bordering upon the street or alley, or section thereof so improved, the said commissioners shall make a report in writing of their estimates and assessments to the said court; the said report shall state the cost of the whole work, the portion assessed upon such borough or town at large, and shall give the names, so far as ascertained, of the owners of the lots or parcels of land and real estate peculiarly benefited by such improvement, and the amount of the assessment to each owner of such lots and parcels of land and real estate for the said benefits, which assessment shall in each case be in proportion, as near as may be, to the advantage which each of such owners shall be deemed to have acquired by such improvement the excess of such improvement, over and above the amount of said benefits, shall be paid by such borough or town at large, and raised by general tax in the manner hereinafter mentioned; and in no case shall any property or owner thereof be assessed beyond the amount of benefit actually derived from such improvement.

6. And be it enacted, That upon the coming in of any such report, signed by the said commissioners, or any two of them, said court shall cause such notice to be given as it shall deem proper of the time and place of hearing any objections that may be made to such assessment, and after hearing any matter that may be alleged against the same, the said court, either by rule or order, shall confirm the said report or shall refer the same to the said commissioners for revision and correction, or to new commissioners to be appointed by the said court, forthwith to reconsider the subject matter thereof; and the said commissioners to whom such report shall be so referred by the court shall return the same corrected and revised, or a new report to be made by them in the premises, to the said court without unnecessary delay; and the same being so returned shall be confirmed or again referred by the said court in the manner aforesaid, as right and justice shall require, and so from time to time until a report shall be made or returned in the premises which the said court shall confirm; such report, when so confirmed, shall be final and conclusive, as well upon the said borough or town as upon the owners of any lands and real estate affected thereby; the said court shall thereupon cause a certified copy of such report and the accompanying map, if any there be, to be transmitted to the clerk of such borough or town, with a certified copy of the rule or order of said court confirming the same, which shall be forthwith delivered by the said clerk to the collector or other officer of such borough or town charged with the duty of collecting assessments for improvements.

7. And be it enacted, That no certiorari shall be allowed by any court to review any of the proceedings in relation to such improvement, nor to in any way affect any assessment made by such commissioners, after the lapse of thirty days from the making of the order of the court confirming such assessment; the court shall designate what notice, if any, shall be given, by publication or otherwise, of the confirmation of the report of said commissioners.

8. And be it enacted, That all assessments made under the provisions of this act shall be and remain a first lien upon the lands and real estate affected thereby, notwithstanding any error or omission in stating the name or names of the owner or owners of any lot or parcel of such land and real estate, until the same shall have been paid; and after any street or alley or section of a street or alley shall once have been so improved, then such borough or town shall take charge of and keep the same in repair at the general expense.

9. And be it enacted, That the owners of the lots and parcels of land and real estate so assessed may pay the amount thereof in ten equal yearly payments with interest thereon from the date of the confirmation of the same, at the legal rate, payable annually; upon failure to make such annual payments, or any of them, or upon failure to pay any of the interest as aforesaid, the whole of such assessment then remaining unpaid shall become immediately due and payable, and in case of non-payment the lands and real estate assessed therefor may be sold in the same manner as provided for in the sale of lands for the non-payment of assessments for public improvements made under the laws governing such boroughs and towns.

10. And be it enacted, That for the purpose of paying the cost and expenses of paving the streets and alleys as herein authorized, and all other expenses incident thereto, the governing body of such borough or town are hereby authorized to issue bonds in their corporate name, of such denominations as to them may seem fit, bearing interest not exceeding the legal rate, payable semi-annually, and redeemable in ten years from the date thereof; provided, however, that the same be not sold for less than their par value.

11. And be it enacted, That all receipts from assessments made against property benefited by such improvement shall be, as soon as received, paid over to the sinking fund commissioner of such borough or town, for the payment of the interest on such bonds as it accrues, and their payment and redemption when due, and if no such commissioner exist in such borough or town, then the said moneys shall be set apart by the collector or other officer having charge of the funds for a like purpose, and in no case shall such moneys be used for any other purpose whatever.

12. And be it enacted, That in case it shall be found that such benefits will not furnish a sufficient fund to meet the interest and pay such bonds, it shall be the duty of the governing body of such borough or town annually to raise, by tax, such sum as will, in addition to such benefits, be sufficient for this purpose, making it an equal sum each year, and which shall be set apart and used in the same manner as provided for in the preceding section.

13. And be it enacted, That the following fees shall be allowed for services rendered under this act, viz.: to the justice of the supreme court, for the appointment of the said commissioners, five dollars; for the hearing of objections to the report, and any other hearing required by this act, five dollars for every day he shall sit to hear the same; for the confirmation of any such report, five dollars; provided, that no fees shall be allowed to any such justice receiving a salary in lieu of all fees; to such commissioner, five dollars for every day he shall be actually engaged in the performance of the duties herein required of him; the foregoing fees to be paid by the borough or town in which the improvement is made.

14. And be it enacted, That this act shall take effect immediately.

Approved March 30, 1888.

CHAPTER CCXXXV.

An Act entitled an act to provide for the reformation of wayward girls.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That all commitments of girls to the custody of the state industrial school or to any institution organized by virtue of an enactment of the legislature of this state whose purpose is the reformation of wayward girls, from and after this date, shall be until such girls attain the age of twenty-one years, and that when the trustees of said school or other like institutions, as aforesaid, bind out any girl to service it shall be until she arrives at the age of twenty-one years, unless the trustees shall deem it advisable to shorten the term on discharge for satisfactory reasons.

2. And be it enacted, That any section or sections of any act or acts, relating to and limiting the period of environment of said wayward girls, in reformation institutions which are contrary to this act, be and are hereby repealed.

Approved March 30, 1888.

CHAPTER CCXXXVI.

A Further Supplement to the act entitled "An act to authorize the formation of railroad corporations and regulate the same," approved April second, one thousand eight hundred and seventy-three.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That any number of persons, not less than three, may form a company for the purpose of constructing, maintaining and operating tramways constructed of wire, ropes, bands or chains, or equivalent device for the transportation of freight in suspended buckets, cars or other receptacles, and for that purpose may make and sign articles of association in which shall be stated the name of the company, the number of years the same is to continue, the places from and to which the said tramroad or way is to be constructed or maintained and operated, the length of such road or tramway, as near as may be, and the name of each county in this state through or into which it is made or intended to be made, the amount of the capital stock of the company and the number of shares of which said capital stock shall consist, and the names and places of residence of the directors of the company who shall manage its affairs for the first year and until others are chosen in their places; each subscriber to such article of association shall subscribe thereto his place of residence and the number of shares of stock he agrees to take in said company; such articles of association, when properly made and executed, may be filed in the office of the secretary of state, who shall indorse thereon the day they are filed, and record the same in a book to be provided by him for that purpose, and upon tendering the said articles of association to the secretary of state to be filed, the persons who have so subscribed such articles and all persons who shall become stockholders in such company, shall be a corporation by the name specified in such articles of association; every corporation formed under this act, in addition to the general powers set forth in an act entitled "An act concerning corporations" [Revision], approved April seventh, one thousand eight hundred and seventy-five, and the [illegible] thereto, shall have power—

I. To cause such examination [illegible] its proposed road or tramway [illegible] be necessary to the selection of the [illegible] geous route, and for such purposes [illegible] and servants, to enter upon the [illegible] not any person, but subject to [illegible] all damages which shall be done [illegible]

II. To take and hold such [illegible] real estate and other property [illegible] to aid in the construction, maintenance [illegible] commodation of its road or tramway [illegible]

III. To purchase, hold and use [illegible] estate or other property as may be [illegible] the construction and maintenance [illegible] tramway, and the stations and [illegible] tions necessary to accomplish the [illegible] corporation;

IV. To lay out its road or tramway [illegible] provided, and to construct the same;

V. To exercise all other powers [illegible] and all the powers conferred upon [illegible] porations organized under the act to which this is a further supplement, so far as the same are applicable to the corporations formed under this act.

2. And be it enacted, That a copy of any articles of association filed and recorded in pursuance of this act, or any copy of the record thereof certified to be a copy by the secretary of state, shall be presumptive evidence of the incorporation of such company and of the facts therein stated.

3. And be it enacted, That the board of directors of every corporation formed under this act shall consist of not less than three members [illegible] two directors shall be residents of this state [illegible] directors shall appoint one of their number president; they may also appoint a treasurer, secretary and such other officers and agents as shall be prescribed by the by-laws, and shall [illegible] and fix such salaries to them and to the president as to the said board of directors shall appear proper.

4. And be it enacted, That all the provisions of the act to which this is a [illegible] the several amendments and supplements thereto, shall apply to and regulate [illegible] tion and operation of corporations [illegible] der the act to which this is a supplement, except that the provisions of the said original act and of said supplements thereto [illegible] and apply to corporations formed under this act, so far as to control the [illegible] the fences and cattle-guards to be erected and maintained; nor shall any deposit with the treasurer of the state be necessary as a guarantee for the completion of [illegible] way to be constructed under this act [illegible] the right to construct any road or tramway under this act be dependent upon any [illegible] amount of subscription of capital stock [illegible] ery mile of road proposed to be made, and any other provisions of the act to which this is a supplement or the supplements thereto which are reasonably applicable [illegible] roads constructed and run upon [illegible] upon ties, be applicable to any [illegible] constructed under this act.

5. And be it enacted, That this act shall take effect immediately.

Approved March 30, 1888.

CHAPTER CCXXXVII.

An Act for the support and improvement of the New Jersey school for deaf mutes.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That it shall be the duty of the trustees of the New Jersey school for deaf mutes to submit a quarterly report to the governor of the state showing the number of pupils taught and maintained in the school in each quarter, and upon the approval of the said report by the governor, there shall be paid to the said trustees [illegible] the sum or sums required to defray the expenses of teaching, maintaining and [illegible] said pupils for the said quarter, provided [illegible] said sum shall not exceed [illegible] the sum of seventy-six dollars [illegible] taught, maintained and [illegible] period, the same to be paid to the [illegible] or out of the income of the school fund [illegible] warrant of the comptroller.

2. And be it enacted, That [illegible] tees to purchase and repair furniture [illegible] apparatus and other appliances [illegible] needed improvements and repairs to the buildings and grounds of the school, and [illegible] the work of establishing and maintaining [illegible] of manual and industrial [illegible] school, there is hereby appropriated the sum of [illegible] thousand dollars, the same to be paid as provided in the foregoing section upon the requisition of the president of the board of trustees.

3. And be it enacted, That all acts and parts of acts inconsistent with this act be and the same are hereby repealed, and that this act shall take effect immediately.

Approved March 30, 1888.

CHAPTER CCXXXVIII.

An Act in relation to the manufacture and sale of vinegar.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That [illegible] person who manufactures for sale [illegible] exposes for sale as cider vinegar, any vinegar not the legitimate product of pure apple juice known as apple cider, or vinegar not made exclusively of said apple cider, or vinegar into which foreign substances, drugs or acids have been introduced, as may appear by proper test, shall for each offence be punishable by a fine of not less than fifty or more than one hundred dollars.

2. And be it enacted, That every person who manufactures for sale, or offers for sale any vinegar found upon proper tests to contain any preparation of lead, copper, sulphuric acid or other ingredient injurious to health, shall for each such offense be punishable by a fine of not less than one hundred dollars.

3. And be it enacted, That the board of chosen freeholders of each county in this state shall annually, by a majority vote of said board, appoint one person to be inspector of vinegar, who shall be sworn, before entering on his duties [illegible] who shall have power and authority to inspect and examine all vinegars offered [illegible] shall be the duty of such inspector to [illegible] vinegar offered for sale [illegible] with the enforcement of the [illegible] of this act; he shall have full access [illegible] from all places of business [illegible] other places where vinegar is [illegible] or offered for sale, and the right to [illegible] take samples from all vessels [illegible] or what is branded or otherwise [illegible] be vinegar, is contained, and to [illegible] same, and to take samples for [illegible] analysis; the salary or compensation of the inspector appointed under this act [illegible] and determined by the county [illegible] salaries or compensation [illegible] shall be raised, levied or [illegible] annual tax levies of such counties [illegible] or persons willfully preventing or [illegible] the said inspector in the performance [illegible] ty shall be deemed guilty of a misdemeanor [illegible] shall also be the duty of such inspector [illegible] request of any person owning [illegible] in his custody, to inspect the same [illegible] ever such inspection and examination [illegible] ant to such request is made [illegible] upon request of such person [illegible] showing the percentage of acidity [illegible] inspected or examined [illegible] shall receive and be paid by the [illegible] ing such examination [illegible] and upon the request of said [illegible] tor shall give an additional [illegible] shall show, in addition to the [illegible] acidity of the vinegar [illegible] its percentage of cider vinegar [illegible] he shall be paid by such [illegible] vinegar to be inspected [illegible] it shall be the duty of [illegible] such inspector is appointed [illegible] of office, and all necessary [illegible] ratus for the use of such inspector [illegible] proper discharge of the duties [illegible] each inspector appointed under [illegible] of this act shall keep a book [illegible] date of all inspections and [illegible] pertaining to the same [illegible] and the said book shall [illegible] tion of any citizen of the [illegible] such inspector resides [illegible] on request of the board of [illegible] spective town or city, make [illegible] tions made during the six [illegible] such request.

4. And be it enacted, That no person [illegible] himself, his servant or agent [illegible] or agent of any other person [illegible] deliver or have in his custody [illegible] with intent to sell or exchange [illegible] fer for sale or exchange [illegible] gar, or label, brand or sell [illegible] as apple vinegar, any vinegar [illegible] product of pure juice, or not [illegible] from apple cider.

5. And be it enacted, That [illegible] be without artificial coloring [illegible] have an acidity equivalent to [illegible] not less than four and one-half [illegible] weight, of absolute acetic acid [illegible] cider vinegar, shall contain [illegible] than two per centum, by weight [illegible] gar solids upon full evaporation [illegible] water; and if any vinegar [illegible] ial coloring matter or less [illegible] amount of acidity, or in the case [illegible] gar, if it contains less than the [illegible] acidity or of cider vinegar [illegible] deemed to be adulterated within [illegible] this act.

6. And be it enacted, That [illegible] ing or manufacturing cider vinegar [illegible] on each head of the cask, barrel [illegible] taining such vinegar, the name [illegible] of the manufacturer, the date [illegible] manufactured, and the words [illegible]

7. And be it enacted, That [illegible] any of the provisions of this act shall [illegible] ed by a fine not exceeding one hundred [illegible] any person who may have suffered [illegible] or damage by reason of the violation [illegible] the provisions of this act, or [illegible] pointed under this act, may maintain [illegible] in his own name against any person [illegible] any of the provisions of this act [illegible] penalties provided for such violation [illegible] half of the sum recovered shall be [illegible] such aggrieved person for his [illegible] other half shall be paid to the [illegible] county in which such offense was [illegible] the use of said county, in case [illegible] brought by any inspector appointed [illegible] section three of this act, no part [illegible] covered in such action shall be [illegible] for his own use, but in any [illegible] brought by an inspector as [illegible] not be held personally responsible [illegible] suit, and the court in which [illegible] menced, shall, from any penalty [illegible] such action, make an allowance [illegible] for counsel fees, the remainder [illegible] paying such counsel fees [illegible] county collector of the county [illegible] offense shall be committed [illegible] county, no person shall be [illegible] offense but in one action [illegible] is brought by an inspector [illegible] his name as inspector of vinegar.

Approved March 30, 1888.

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